In the united states patent and trademark office In re Patent Application of: YANG et al. Serial No. 10/001,407 Filed: October 22, 2001 For: COMPOSITIONS AND METHODS | FOR DETECTING HUMAN | IMMUNODEFICIENCY VIRUS 2 | (HIV-2)

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b) & (c)

Commissioner for Patents Washington, D.C. 20231

Sir:

Applicants bring to the Examiner's attention the references listed on the enclosed form PTO/SB/08 (two copies) for consideration in connection with the examination of the above-identified application. A copy of each cited reference is enclosed.

This Information Disclosure Statement is being submitted under 37 C.F.R. § 1.97(b) before the mailing date of a first Office action on the merits.

If Applicants are mistaken, and a first Office action on the merits was mailed on or before the certified date of mailing indicated below, then Applicants request that this Information Disclosure Statement be treated as a submission under 37 C.F.R. § 1.97(c) and that the fee due under 37 C.F.R. § 1.17(p) be charged to Deposit Account No. 07-0835 in the name of Gen-Probe Incorporated.

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I hereby certify that this correspondence (along with any referred to as enclosed) is being deposited with the U.S. Postal Service on the date indicated below as first class mail with sufficient postage addressed to: Commissioner for Patents, Washington, D.C. 20231.

Date: January 23, 2002

Michael J. Gilly, Reg. No. 42,579

Application Serial No. 10/001,407 Atty. Docket No. GP117-03.UT

IDS

Applicants respectfully request that the Examiner indicate consideration of each cited reference by returning a copy of the enclosed form PTO/SB/08 with the Examiner's initials or other appropriate marks.

Respectfully Submitted,

Date: January 23, 2002

By: Michael J. Gilly

Registration No. 42,579 Agent for Applicants

GEN-PROBE INCORPORATED

Patent Department 10210 Genetic Center Drive San Diego, California 92121

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Sheet 1 of 4

Application Number	omplete if Known
Application Number	10/001,407
Filing Date	October 22, 2001
First Named Inventor	YANG et al.
Group Art Unit	To Be Assigned
Examiner Name	To Be Assigned
Attorney Docket Number	GP117-03.UT

				U.S. PATENT DOCL	IMENTS	
Examiner Initials*	Cite No.1	Mumber	ment Code ²	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		4868105	Α	Urdea et al.	09-19-1989	
		4965188	Α	Mullis et al.	11-23-1990	
		5008182	Α	Sninsky et al.	04-16-1991	
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Examiner Initials	Cite No. ¹	Office ³	Number ⁴	Kind Code ⁵ (if known)	Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	T6
		EP	0239425	A1	Institut Pasteur	09-30-1997		*
		EP	0403333	B1	Institut Pasteur et al.	12-19-1990	<u> </u>	**
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	-	EP	1026263	A2	Ortho-Clinical Diagnostics, Inc.	08-09-2000		
		wo	8801302	A1	Siska Diagnostics, Inc.	02-25-1988		

^{*} An English language abstract is included. ** An English language abstract and English language claims are included.

Examiner	Date
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Sheet 2 of

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Application Number	10/001,407	모
Filing Date	October 22, 2001	0
First Named Inventor	YANG et al.	2
Group Art Unit	To Be Assigned	B 1.0
Examiner Name	To Be Assigned	יעב
Attorney Docket Number	GP117-03.UT	169

				U.S. PATENT DOC	JMENTS	<u> </u>
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	Cite No. ¹	Office ³	Number⁴	Kind Code ⁵ (if known)	Applicant of Cited Document	Cited Document MM-DD-YYYY	Where Relevant Passages or Relevant Figures Appear	Τ¢
		wo	8810315	A1	Siska Diagnostics, Inc.	12-29-1988		
		wo	9322461	A1	Gen-Probe Incorporated	11-11-1993	=:=	7
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STATEMENT BY APPLICANT	First Named Inventor	YANG et al.

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Examiner Cite		U.S. Paten	t Document	Name of Patentee or Applicant	Date of Publication of	Pages, Columns, Lines, Where Relevant	_		
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			0125466	A1	Oxford Biomedica (UK) Limited	04-12-2001	Figures Appear	\top
			0162965	A2	Oxford Biomedica (UK) Limited	08-30-2001		
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Application Number	10/001,407			
Filing Date	Oct ber 22, 2001			
First Named Inventor	YANG et al.			
Group Art Unit	To B Assigned			
Examiner Name	To Be Assigned			
Attorney Docket Number	GP117-03 LIT	:		

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Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	กักล
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Examiner	Date	
Signature	Considered	
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